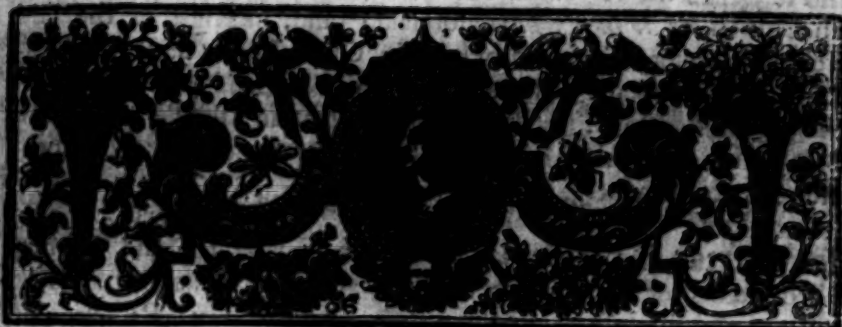


*No 48*  
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F O R

*Inclosing and dividing several open Fields  
and commonable Lands within the Manor  
and Parish of Wintringham, in the County  
of Lincoln.*



**D**ECEAS there are several open Fields and  
commonable Lands within the Manor and Parish of  
*Wintringham, in the County of Lincoln.*

And whereas *Richard Earl of Scarborough* is  
Lord of the said Manor of *Wintringham*, and Pa-  
tron of the Rectory thereof; and *Frances Countess*  
*Dowager of Scarborough* for the Term of her natural Life, and the  
said *Richard Earl of Scarborough* are seized of, and Owners and Pro-  
prietors of all and every the said open Fields and commonable Lands  
within the said Parish, excepting the Glebe Lands belonging to the  
Rector of the said Parish.

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And

**And whereas** the Reverend *Thomas Adam*, Clerk, is Rector of the Parish Church of *Wintringham* aforesaid; and, in Right of the said Church and Rectory, is seized of certain Glebe-Lands and Hereditaments in the said open Fields and commonable Lands; and is also in that Right intitled to all the Tythes, both great and small, arising and renewing within the said Manor and Parish, or some Modus or Composition for the same.

**And whereas** the several Lands and Grounds of the said Owners and Proprietors of the said open Fields and commonable Lands lie intermixed and dispersed over the whole Fields in small Parcels, and are most of them inconveniently situated, with respect to the several Houses in the Parish of *Wintringham* aforesaid; by Reason whereof a sufficient Quantity of Manure and Compost cannot, without great Difficulty and Expence, be conveyed to the same; nor any Improvements made by the said Owners and Proprietors of their several Estates, Rights and Interests in the said open Fields and commonable Lands, unless the said open Fields and commonable Lands are inclosed and divided.

**And whereas** it would tend greatly to the Advantage and Benefit of the said *Thomas Adam* and his Successors, were they to hold and enjoy the said Glebe-Lands separated and inclosed, and be paid a certain Sum annually, in Lieu of, and as a Consideration and full Satisfaction for all the Tythes, great and small, and Rights of Common, except as hereafter excepted, which the said *Thomas Adam*, and his Successors, is or might be intitled to as Rectors of the Parish Church of *Wintringham* aforesaid; and therefore it hath been mutually agreed, between the said *Richard* Earl of *Scarborough*, for himself, his Heirs and Assigns, and the said *Thomas Adam*, for himself and his Successors, that the said *Richard* Earl of *Scarborough*, his Heirs and Assigns, shall allot, set forth, and inclose one Parcel of arable Land, containing by Estimation fourteen Acres, two Roods, twenty-seven Perches, be the same more or less, in the West Field of the said Parish of *Wintringham*; and also one other Parcel of arable Land, containing by Estimation fifteen Acres, three Roods, twelve Perches, be the same more or less, in the same Field, for the Glebe of the said Rector, and his Successors, in the said West Field; and shall also allot, set forth and inclose one Parcel of arable Land, containing by Estimation thirty-three Acres, one Rood, twenty-three Perches, be the same more or less, in the Middle Field of the said Parish of *Wintringham*, for the Glebe of the said Rector and his Successors, in the said Middle Field of the said Parish of *Wintringham*; and shall also allot, set forth and inclose one Parcel of arable Land, containing by Estimation sixteen Acres, one Rood, one Perch, be the same more or less, in the East Field of the said Parish; and also

also one other Parcel of arable Land, containing by Estimation sixteen Acres, one Rood, one Perch, be the same more or less, in the same Field, for the Glebe of the said Rector and his Successors in the said East Field of the said Parish of *Wintringham*; and shall also allot, set forth and inclose one Parcel of Pasture Ground, containing by Estimation eight Acres, sixteen Perches, be the same more or less, in a certain Place called the *Foldings*, in the said Parish of *Wintringham*, for the Glebe of the said Rector and his Successors in the said *Foldings*; and shall also allot, set forth and inclose one Parcel of Meadow or Pasture Ground, containing by Estimation forty-two Acres, one Rood, twenty-four Perches, be the same more or less, in a certain Place called the *Groves* of the said Parish of *Wintringham*, for the Glebe of the said Rector and his Successors in the said *Groves*; and that the Rector and his Successors shall stock in the Cow Pasture of the said Parish five Gates with either Beasts or Horses, and may let the same to any Person or Persons within the said Parish of *Wintringham*: And it is further agreed, that the said Earl of *Scarborough*, his Heirs and Assigns, shall inclose all the Glebe Lands lying within the said three Fields, and also all other the Glebe Lands which are not already inclosed, within the said Parish, belonging to the said Rector, with Ring Fences; and also subdivide those several Parcels lying in the Middle Field, the East Field and the Groves, in the same Manner as the said Earl shall fence his own Lands; that one half of the said Ring Fences made upon the said Glebe Lands shall for ever hereafter be made and repaired by the Rector and his Successors, and the other half by the said Earl, his Heirs and Assigns; the Rector and his Successors to pay no more to the Land-Tax, or the Poor, or Constable Assessment of the said Parish, than in Proportion as the said Rector doth now pay. And it was further agreed, between the said *Richard* Earl of *Scarborough*, for himself, his Heirs and Assigns, and the said *Thomas Adam*, for himself and his Successors, that the said *Richard* Earl of *Scarborough*, his Heirs and Assigns, should pay to the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*, the yearly Sum of Ninety Pounds, in lieu of the Tythes arising within the said three Fields, called the *West Field*, the *East Field* and the *Middle Field*, *Cliffs*, *Hall-Close* and *Ankholm-Marsh*, and of all the Wool and Lamb within the said Parish, except the Meadow and Pasture Lands, called the *Composition* and the *Marsh*, and of all Right of Common therein, except as before and herein after mentioned; to be paid by four quarterly Payments, the first Payment to commence from the twenty-first Day of *December* last: And further, that the said *Richard* Earl of *Scarborough*, his Heirs and Assigns, should pay unto the said *Thomas Adam* and his Successors, Rectors of the said Parish, the further Sum of Ten Pounds Sixteen Shillings and Three-pence, in lieu of all the Tythes arising and renewing of and from a certain Place called the *Ings*, within the said Parish of *Wintringham*, and of Right of Common therein; to be paid at such Times  
and



and in such Manner as the said Sum of Ninety Pounds: And further, that the said *Richard* Earl of *Scarborough*, his Heirs and Assigns, should pay unto the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*, yearly and every Year, at the Feast of Saint *Michael* the Archangel, the Sum of Six-pence for every Acre that hath been formerly imbanked, or may hereafter be imbanked, of and from the River *Humber*, adjoining to the Groves, within the said Parish, in lieu of all Tythes whatsoever. But although the said Inclosure and Division, and the carrying the said Agreement into Execution, would be a manifest and mutual Advantage to all Persons interested in the Premises, and tend greatly to the Improvement of their several Estates in the said Manor and Parish, yet the same cannot be rendered effectual to answer the Intention of the Parties, nor the said Composition agreed upon for the Tythes of the said Parish be established, without the Aid and Authority of Parliament.

*May it therefore please your MAJESTY,*

That it may be **Enacted**, and be it **Enacted**, by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Agreement, and the several Clauses, Articles, Powers, Authorities and Provisions relating thereto, and herein before mentioned and contained, shall be, and the same are hereby established, ratified and confirmed according to the Purport, Tenor, and true Meaning thereof, and shall be binding and conclusive to all Persons whatsoever, and be observed and performed as fully and effectually to all Intents, Constructions and Purposes whatsoever, as if the same were again repeated and re-enacted in the Body of this present Act, except so far as the same are hereby altered, varied, or otherwise explained.

And it is hereby further **Enacted** and **Declared**, That the said *Richard* Earl of *Scarborough*, his Heirs or Assigns, shall, within six Months after the passing of this Act, or as soon thereafter as conveniently may be, inclose, divide, allot, set forth, and assign, by the Metes and Bounds following, to and for the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*, for ever, one Parcel of arable Land in the *West Field* of the said Parish, containing, by Estimation, fourteen Acres, two Roods, twenty-seven Perches, be the same more or less, the Lands of the said *Richard* Earl of *Scarborough* lying North, South, and East, and the Highway West; the said Earl to make the Ring Fence round the same in the same Manner as he fences his own Lands; and hereafter the said Earl, his Heirs and Assigns, to make and for ever support, repair and maintain the Fences lying on the North and East of the said Parcel of arable Land; and the said *Thomas*  
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*mas Adam* and his Successors, Rectors of the said Parish, to make and for ever support, repair and maintain the Fences lying on the South and West of the said Parcel of arable Land: And shall also inclose, divide, allot, set forth and assign, by the Metes and Bounds following, one other Parcel of arable Land in the said West Field, containing, by Estimation, fifteen Acres, three Roods, twelve Perches, be the same more or less, the Lands of the said Earl lying on the South and East, and the Highway North and West; the said Earl to make the Ring Fence round the same, in the same Manner as he fences his own Lands; and hereafter the said Earl, his Heirs and Assigns, to make and for ever support, repair and maintain the Fences lying on the South and East of the said Parcel of arable Land; and the said *Thomas Adam* and his Successors, Rectors of the said Parish, to make and for ever support, repair and maintain the Fences lying on the North and West of the said Parcel of arable Land: And shall also inclose, divide, allot, set forth and assign, by the Metes and Bounds following, one other Parcel of arable Land in the Middle Field of the said Parish, containing, by Estimation, thirty-three Acres, one Rood, twenty-three Perches, be the same more or less, the Lands of the said Earl lying on the North, South, and East, and the Highway West; the said Earl to make the Ring Fence round the same, and also one other Fence, to divide the same into two Parts, in the same Manner as he fences his own Lands; and hereafter the said Earl, his Heirs and Assigns, to make and for ever support, repair and maintain the Fences lying on the North and East of the said arable Land; and the said *Thomas Adam* and his Successors, Rectors of the said Parish, to make and for ever support, repair and maintain the Fences lying on the South and West of the said Parcel of arable Land; and shall also inclose, divide, allot, set forth and assign one other Parcel of arable Land in the East Field of the said Parish, containing, by Estimation, sixteen Acres, one Rood, one Perch, be the same more or less; the Land of the said Earl lying on the West and North, the Highway East, and Land lying within the Parish of *Winterton*, in the said County of *Lincoln*, South; the said Earl to make a Ring Fence round the same, in the same Manner as he fences his own Lands; and hereafter the said Earl, his Heirs and Assigns, to make and for ever support, repair and maintain the Fences lying on the North and West of the said Parcel of arable Land: And the said *Thomas Adam* and his Successors, Rectors of the said Parish, to make and for ever support, repair and maintain the Fences lying on the South and East of the said Parcel of arable Land; and shall also inclose, divide, allot, set forth and assign, one other Parcel of arable Land in the said East Field, containing, by Estimation, sixteen Acres, one Rood, one Perch, be the same more or less; the Land of the said Earl lying on the North, and in Part on the East, and the Glebe Land lying in Part on the

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East,

East, the Highway lying West, and Land lying within the Parish of *Winterton* aforesaid, South; the said Earl to make a Ring Fence round the same, in the same Manner as he fences his own Lands; and hereafter the said Earl, his Heirs and Assigns, to make and for ever support, repair and maintain the Fences lying on the East; and the said *Thomas Adam* and his Successors, Rectors of the said Parish, to make and for ever support, repair and maintain the Fences lying on the West and North of the said Parcel of arable Land: And shall also inclose, divide, allot, set forth and assign, one Parcel of Pasture Ground, in a certain Place within the said Parish called the *Foldings*, containing, by Estimation, eight Acres sixteen Perches, be the same more or less; the Land of the said Earl lying on the North and East, the Glebe Land lying on the West, and Land lying within the Parish of *Winterton* aforesaid, lying South; the said Earl to make a Ring Fence round the same, in the same Manner as he fences his own Lands; and hereafter the said Earl, his Heirs and Assigns, to make and for ever support, repair and maintain the Fences lying on the East of the said Pasture Ground; and the said *Thomas Adam* and his Successors, Rectors of the said Parish, to make and for ever support, repair and maintain the Fences lying on the North and West of the said Pasture Ground: And shall also inclose, divide, allot, set forth and assign, one Parcel of Meadow or Pasture Ground, in a certain Place in the said Parish called the *Groves*, containing, by Estimation, forty-two Acres, one Rood, twenty-four Perches, be the same more or less; the Ground of the said Earl lying on the North, East, and West, and the Highway South; the said Earl to make the Ring Fence round the same, and also one other Fence to divide the same into two Parts, in the same Manner as he fences his own Lands; and hereafter the said Earl, his Heirs and Assigns, to make and for ever support, repair and maintain the Fence lying on the West of the said Parcel of Ground; and the said *Thomas Adam* and his Successors, Rectors of the said Parish, for ever to support, repair and maintain the Fences lying on the South and East of the said Parcel of Ground; and also well and sufficiently for ever to support, repair and maintain the Bank lying North of the said Parcel of Ground; the said Earl, his Heirs and Assigns, for ever hereafter well and sufficiently to make, maintain and scour all the Ditches, Drains, and other Watercourses in, over, upon, and through the Lands of the said Earl; and the said *Thomas Adam* and his Successors, Rectors of the said Parish, for ever hereafter well and sufficiently to make, maintain, and scour all the Ditches, Drains, and other Watercourses, in, over, upon, and through the Lands belonging to, and herein before allotted to, the said Rectory.

And



And be it further Enacted, by the Authority aforesaid, That the said *Thomas Adam* and his Successors, Rectors of the said Parish, shall for ever hereafter, over and above the Right belonging to the Parsonage House, have five Gates in a certain Place in the said Parish, called the *Cow Pasture*, and have Liberty to stock the same either with Beasts or Horses, but with no other commonable Stock, and shall have Liberty to sett or lett the same to any Person or Persons whatsoever, being Inhabitants of the said Parish of *Wintringham*, and no other.

And be it hereby further Enacted and Declared, by the Authority aforesaid, That one annual Rent, or yearly Sum of Ninety Pounds, of lawful Money of *Great Britain*, in Lieu and in full Satisfaction of all the Tythes, great and small, arising, renewing and growing out of or from the three open Fields commonly called the *West Field*, the *East Field*, and the *Middle Field*, in the said Parish of *Wintringham*, and also of all the Wool and Lamb arising within the said Parish, except as before excepted; and also the further annual Rent or yearly Sum of Ten Pounds Sixteen Shillings and Three-Pence, of like lawful Money, in Lieu and in full Satisfaction of all the Tythes, great and small, arising, renewing and growing out of or from a certain Place in the said Parish called the *Ings*, shall be paid to the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*; and which said several yearly Sums of Ninety Pounds, and Ten Pounds Sixteen Shillings and Three-Pence, shall be paid free and clear of and from all Deductions, for or in respect of any present or future Taxes, Assessments or Impositions whatsoever, and shall, from and after the passing of this Act, be immediately vested in, and the same are hereby respectively vested in the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*, for ever; and the said respective annual Rents of Ninety Pounds, and Ten Pounds Sixteen Shillings and Three-Pence, shall be issuing and payable out of and charged upon all the Lands and Grounds intended to be inclosed by virtue of this Act, other than and except the said Plots or Parcels of Land herein before allotted to the said *Thomas Adam* and his Successors, Rectors of the said Parish, in Lieu of Glebe Lands and Right of Common, as aforesaid; and shall be payable and paid to the said *Thomas Adam* and his Successors, or such Person or Persons as he or they shall appoint, upon the first Day of *December*, the twenty-fifth Day of *March*, the twentieth Day of *June* and the twenty-ninth Day of *September*, by equal Portions in every Year for ever; the first Payment thereof to commence from the first Day of *December* now last past, and which was in the Year of our Lord One Thousand Seven Hundred and Sixty one; and also the further Sum of Six-Pence of like lawful Money,

ney, for every Acre of such Lands as have been formerly imbanked, or may hereafter be imbanked, of or from the River *Humber*, adjoining to the *Groves* in the said Parish, in Lieu and in full Satisfaction of all Tythes whatsoever, growing, arising or renewing out of or from the same, to be paid to the said *Thomas Adam* and his Successors, Rectors of the said Parish, or to such Person or Persons as he or they shall appoint, by the said Earl, his Heirs and Assigns, at the Feast of *St. Michael* the Archangel, in every Year; the first Payment thereof to begin and be made on the Feast of *St. Michael* the Archangel, which shall be in the Year of our Lord One Thousand Seven Hundred and Sixty Two.

And be it hereby further Enacted and Declared, by the Authority aforesaid, That in case either or any of the said yearly Rents or Sums so to be paid, as aforesaid, shall be behind and unpaid, by the Space of forty two Days next after any of the said Days herein before appointed for Payment thereof; then, and in such Case, and from Time to Time, as often as it shall so happen, it shall and may be lawful to and for the said *Thomas Adam* and his Successors, Rectors of the said Parish, by virtue of this Act, into and upon the said Premises so to be inclosed and charged, as aforesaid, with the said annual Rents or yearly Sums of Ninety Pounds, and Ten Pounds Sixteen Shillings and Three-Pence, and Six-Pence for every Acre so imbanked, as aforesaid, or either of them which shall be so behind and unpaid, or into and upon any Part thereof, to enter and distrain; and the Distress or Distresses then and there found, to take, carry away and impound, or otherwise dispose of, according to Law: And in Case the same be not redeemed in five Days, by Payment of such Parts of the said annual Rents or yearly Sums which shall be so in arrear or unpaid, together with the Charges of such Distress, then to sell the said Distress so taken, and out of the Money arising by such Sale, to retain all the Arrears of such the said Parts of the said annual Rents or yearly Sums which shall be then due, and the Charges of the said Distress, rendering the Overplus, if any be, to the Owner.

And be it hereby Enacted and Declared, by the Authority aforesaid, That the said several Plots and Parcels of Lands and Grounds herein before assigned and allotted to the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*, shall be, and they are hereby respectively declared to be, in full Lieu, Satisfaction and Compensation for all Glebe Lands and Right of Common whatsoever, belonging to the said *Thomas Adam* and his Successors, Rectors of the said Parish; and that the said annual Rents or yearly Sums of Ninety Pounds, and Ten Pounds Sixteen Shillings and Three-Pence, and Six-Pence, for every Acre so imbanked and



so directed to be paid, as aforesaid, to the said *Thomas Adam* and his Successors, Rectors of the said Parish Church of *Wintringham*, are hereby declared to be vested in him and them respectively, in lieu of and as an equivalent and full Satisfaction and Compensation of and for all Tythes and Tenths of Corn, Grain, Hay, Wool, Lamb, and all other Tythes and Payments whatsoever, excepting as herein before or after mentioned, growing, arising, renewing or increasing out of or from all or any of the Lands or Grounds lying in the said Parish of *Wintringham*, save and except Marriage, Churching and Burial Fees, and other Surplice Fees.

**Provided** always, That nothing in this Act contained shall prejudice the Right of the said Rector or his Successors, to any Marriage, Churching or Burial Fees, or any other Surplice Fees, nor the Right of Tythes and customary Stocking in the Meadow Grounds, called the *Composition*, including the Lands there embanked from the *Humber*, the Right of Tythes in the *Cow Pasture*, the Modus in the *Groves*, and antient Clofes adjoining to the Town, and all other petty and personal Tythes not herein mentioned and relinquished; all which the said *Thomas Adam* reserves, and they are hereby reserved to him and his Successors, in full Right and in as ample Manner as they have always been enjoyed.

**Provided** also, That the said *Thomas Adam* and his Successors, Rectors of the said Parish, shall pay no more to the Land-Tax, or the Poor, or Constable Assessments of the said Parish, than in Proportion as the said *Thomas Adam* pays at the Time of passing this Act.

**And be it hereby Enacted and Declared**, by the Authority aforesaid, That from and immediately after the passing of this Act, it shall and may be lawful for the said *Frances Countess Dowager of Scarborough*, and the said *Richard Earl of Scarborough*, his Heirs and Assigns, according to their respective Interests, to have, hold and enjoy in severalty, all and every the said open Fields and commonable Lands, and all such Part of the Glebe Lands as is not herein before allotted to the said Rector and his Successors; and all other the open Fields, Lands and Grounds, not herein before allotted to the said Rector within the said Parish of *Wintringham*; and to inclose, divide and fence the same, in such Parcels, Parts and Clofes, and in such Manner as to her, him and them shall seem meet, excepting the *Cow Pasture*; and also to have, hold and enjoy all such Right of Common, and other Privileges and Advantages, as are appurtenant and belonging thereto, except such Right of Common in the *Cow Pasture* as is

herein before allotted to the said Rector and his Successors; and also cepting any Right of Common over the Lands and Grounds herein before allotted to the said Rector and his Successors; and to have, hold, take and enjoy all the Tythes, of what Nature or Kind soever, growing, arising, renewing, or increasing out of or from all or any of the Lands or Grounds lying in the said Parish of *Wintringham*; and the said open Fields, Lands and Grounds, Rights of Common, Glebe Lands and Tythes (except as before excepted) are hereby from and immediately after passing this present Act, settled upon, and vested in the said *Frances* Countess Dowager of *Scarborough*, and the said *Richard* Earl of *Scarborough*, his Heirs and Assigns for ever, according to their respective Interests therein, freed, exonerated and discharged of, from and against all the Right, Title, Interest, Claims and Demand whatsoever, of him the said *Thomas Adam* and his Successors, Rectors of the said Parish Church of *Wintringham* aforesaid, or which he, they or any of them can or may have Claim, Demand or be intitled to, of, into or out of the said Glebe Lands, Tythes, Hereditaments and Premises, every or any Part or Parcel thereof.

And be it further Enacted, by the Authority aforesaid, That the said *Richard* Earl of *Scarborough*, his Heirs and Assigns, shall, within six Months after the passing this Act, or as soon thereafter as conveniently may be, set out, allot, and appoint one public Road or Way, of forty Feet broad at the least, between the Ditches and Fences from the said Town of *Wintringham*, over the said *Middle Field* leading towards *Winterton*; also one other public Road or Way, of forty Feet broad at the least, between the Ditches and Fences from the said Town of *Wintringham* over the *West Field* leading towards *Roxby*; also one other public Road or Way, of forty Feet broad at least, beginning in a certain Lane called the *East-Field Lane*, and going over the said *East Field* to *Winterton Field*; also one other public Road or Way, of forty Feet broad at least, beginning in the last mentioned Lane, and leading over certain Lands called the *Groves*, towards *Ferryby*; and may set out, allot, and appoint all such other public and private Roads and Ways, and also such Ditches, Fences, Drains, Bridges, Gates, and Stiles, as he the said Earl, his Heirs and Assigns, shall think convenient, in, over, and upon the Inclosures to be made by virtue of this Act, excepting over the Inclosures so allotted to the Rector and his Successors; and such public Roads shall, at all Times for ever hereafter, be repaired, and kept in Repair, in such Manner as other public Highways are by Law directed to be repaired; and that after the making such Roads and Ways, it shall not be lawful for any Person or Persons to use any other Roads or Ways, either public or private, over or through the said new Inclosures on Foot, or with Horses, Cattle or Carriages; and that all the former Roads and Ways, which shall not be set out and appointed as the Roads and Ways through the said intended Inclosures,

losures, shall be deemed Part of the Lands to be inclosed, and shall be divided and allotted accordingly, as Part of such Lands; and that all the private Ways, Ditches, Fences, Bridges, Gates and Stiles, (excepting as herein before mentioned and provided) so to be set out and appointed as aforesaid, shall be made, and at all Times hereafter be repaired, cleansed, maintained, and kept in Repair, by the said Earl, his Heirs and Assigns, for ever.

**Provided** always, and be it hereby further Enacted, by the Authority aforesaid, That the Expences of inclosing and fencing the Allotments to be made to the said *Thomas Adam* and his Successors, Rectors of the said Parish, shall be defrayed by the said Earl; and that after the making of such Fences as aforesaid, the same shall be for ever thereafter supported and maintained by the said Earl, and the said Rector and his Successors, in Manner as herein before directed and appointed; any Thing herein contained to the contrary notwithstanding.

**Provided** also, and be it further Enacted, That nothing in this Act contained shall revoke, make void, alter, annul, or any ways affect any Settlement, Deed, Will or Lease whatsoever, or to prejudice any Person or Persons having any Right or Claim of Dower, Jointure, Portion, Debt, Rent, Incumbrance, or other Demand, out of, upon, or affecting any of the Lands so intended to be inclosed as aforesaid, or any Part or Parcel thereof; but that the Lands so to be inclosed shall, immediately after the making thereof, be, remain, and enure, and be held and enjoyed; and the Proprietors thereof shall from thenceforth stand and be seized and possessed thereof, subject and liable to the same Uses, and for such and the same Estates and Interests, and subject to such and the same Wills, Leases, Powers, Provisoes, Limitations, Remainders, Trusts, Charges, Rents, Incumbrances, and Demands, as he, she, and they respectively, should and would have stood seized of and in, his, her, or their Lands, Interest or Property in the said open Fields and commonable Grounds, in case this Act had not been made; any Thing herein contained to the contrary notwithstanding.

**And** be it further Enacted, by the Authority aforesaid, That all the Charges incident to, and attending the obtaining of this Act, and of the surveying, dividing, and allotting the Lands hereby intended to be inclosed, and also all other necessary Expences in or in relation to the Execution of this Act, shall be defrayed and paid by the said *Richard Earl of Scarborough*, his Heirs and Assigns; and the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham* aforesaid, shall not be at any Charges or Expences whatsoever in

or



or about this present Act, or the surveying, dividing, allotting, and inclosing the said Lands and Grounds so intended to be inclosed as aforesaid, or any Expences whatsoever, in, about, or concerning the Premises, except as before excepted.

**Provided** always, and be it further Enacted, by the Authority aforesaid, That this Act shall not prejudice the Rights of the said *Richard Earl of Scarborough*, as Lord of the said Manor, or of any future Lord or Lords of the said Manor, in or to any Signiory, Royalties, Rights and Services incident and belonging to the said Manor; but that such Lord or Lords for the Time being, and all Persons claiming or to claim, under or in Trust for him or them, as Lord or Lords of the said Manor, shall at all Times hereafter hold and enjoy all Rents, Services, Rights, Royalties, Courts, Perquisites and Profits of Courts, and all other Royalties, Privileges and Jurisdictions to the said Manor, or to the Lord or Lords thereof belonging, other than and except the Right to the Soil and Inheritance of such Parcels of Land; and also such Right of Common as can and may be claimed by the Lord or Lords of the said Manor, upon the Lands hereby allotted to and intended to be inclosed for and to the Use of the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*, in as full, ample and beneficial Manner, to all Intents and Purposes, as he and they might have held and enjoyed the same, in case this Act had not been made.

**Saving** always to the King's Most Excellent Majesty, his Heirs and Successors, and to all and every other Person and Persons, Bodies politic or corporate, his, her and their Heirs, Successors, Executors and Administrators, other than and except the said *Thomas Adam* and his Successors, Rectors of the said Parish of *Wintringham*, all such Estate and Interest as they, every or any of them had enjoyed, of, into or in respect of the said open Fields and commonable Grounds before the passing of this Act, or could or might have had or enjoyed in case the same had not been made; but no such other Person or Persons, Bodies politic or corporate, his, her or their Heirs, Executors, Administrators or Successors, shall have Power to disturb the Allotments or Inclosures to be made, or any of them, in pursuance of this Act; but the same shall be taken, accepted and allowed in lieu of the said Lands, Common Rights, Tythes, or other Interest which he, she or they would have been intitled to, in case this Act had not been made.